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Request for Continued Examination (RCE) Transmittal

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Application Number	09/523,886
Filing Date	03/13/00
First Named Inventor	David J. Grdina et al.
Art Unit	1632
Examiner Name	Shin Lin Chen
Attorney Docket Number	ARCD:318US

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i. Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
ii. Other _____

- b. Enclosed

- i. Amendment/Reply iii. Information Disclosure Statement (IDS)
ii. Affidavit(s)/ Declaration(s) iv. Other Postcard; Five-Mo Req. for Ext. of Time

2. **Miscellaneous**

- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a

- period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
b. Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- The Director is hereby authorized to charge the following fees, or credit any overpayments, to

- a. Deposit Account No. 50-1212/ARCD:318US/GNS

- | | | | | | |
|---|------------|----------|----------|--------|-----------|
| i. <input checked="" type="checkbox"/> RCE fee required under 37 CFR 1.17(e) | 08/31/2004 | MBIZUNES | 00000065 | 501212 | 09523886 |
| ii. <input checked="" type="checkbox"/> Extension of time fee (37 CFR 1.136 and 1.17) | 02 FC:1801 | | | | 770.00 DA |
| iii. <input type="checkbox"/> Other _____ | | | | | |

- b. Check in the amount of \$ _____ enclosed

- c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Gina N. Shishima	Registration No. (Attorney/Agent)	45.104
Signature		Date	08/24/04

CERTIFICATE OF MAILING OR TRANSMISSION

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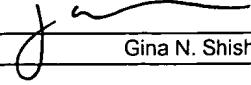
Name (Print/Type)	Gina Shishima
Signature	

Date 08/24/04

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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August 24, 2004 _____ Date	 _____ Gina N. Shishima

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Grdina *et al.*

Serial No.: 09/523,886

Filed: March 13, 2000

For: A METHOD FOR PROTECTION
AGAINST TUMOR METASTASIS
FORMATION

Group Art Unit: 1632

Examiner: Chen, S.

Atty. Dkt. No.: ARCD:318US

AMENDMENT

MS RCE

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Commissioner:

This paper is submitted concurrently with a Request for Continued Examination under 37 C.F.R. 1.114. It is believed that any fee due is included with the present correspondence; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to this document, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski Account L.L.P. No.: 50-1212/ARCD:318US.

A request for a five-month extension of time to respond is included herewith along with the required fee. This five-month extension will bring the due date to August 26, 2004, which is within the six-month statutory period. Should such request or fee be deficient or absent, consider

paragraph such a request and authorization to withdraw the appropriate fee under 37 C.F.R. §§ 1.16 to 1.21 from Fulbright & Jaworski L.L.P. Account No.: 50-1212/ARCD:318US.

Applicant respectfully requests that the following amendments be considered in the captioned patent application. Amendments to the claims are reflected in the listing of claims which begins on page 3 of this paper. Reconsideration of the application in view of the following amendments and remarks is respectfully requested.